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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 MARIBEL GOMEZ,

9 Petitioner,

10 v.

11 DOUGLAS COLE,

12 Respondent.

CASE NO. C09-5555RBL/JRC

ORDER ADOPTING
REPORT AND
RECOMMENDATION

13 The Court having reviewed the Report and Recommendation of the Hon. J. Richard
14 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,
15 and the remaining record, does hereby find and Order:

- 16 (1) The Court adopts the Report and Recommendation;
- 17 (2) The motion to proceed *in forma pauperis* is **DENIED** as petitioner failed to
18 provide information and documents to the court. Petitioner has thirty days from
19 the entry of this Order to pay the five dollar (\$5.00) filing fee. Failure to pay the
20 filing fee will result in DISMISSAL of this petition WITHOUT PREJUDICE.
- 21 (3) The clerk is directed to send copies of this Order to Petitioner, and the Hon. J.
22 Richard Creatura.

23 DATED this 8th day of January, 2010.

24 
25 RONALD B. LEIGHTON
26 UNITED STATES DISTRICT JUDGE